He drafted and obtained the Emperor's HOW THE FLEETS SIZE UP. consent to the appointment of the commissien headed by M. Goremykin, former Minister of the Interior, to adjust the Rusion system of land tenure, especially the relations of private land owners and peasants. The rescript appointing the commission destroys with the single stroke of a Experience of the Gunners Also a Great pen the labor of M. Witte's commission which was appointed in 1902 to deal with the relations of the peasantry to the land.

The Grand Duke Alexander's personal agent in the press of St. Petersburg, the Slove, publishes simultaneously with the text of the rescript appointing M. Goremykin's commission an attack on M. Witte for his long and fruitless treatment of a question which has become during M. Witte's deliberations the most urgent of Bussian life.

The other and greater measure of the Duke is a memorial in favor of the redemption by the peasantry of Government lands and estates of the imperial appanage. These lands are so evenly distributed throughout the provinces of the empire that the Grand Duke Alexander contends that the occupation of them by peasantry will relieve for the time the pressure of an increasing number of peasantry upon the cultivable lands and will thereby help to relieve the industrial cities from an influx of men for whom there is not subsistence enough in their native villages and who often become political dangers.

But the most immediate attraction of the Grand Duke Alexander's land distribution proposal is that it opens a new credit for the Russian Government. With the land redemption payments he advocates the strengthening of the military forces of the Empire first and the rebuilding of the navy. It is contemplated, moreover, that the Goremykin commission shall prepare a scheme which will enable private owners to sell their estates to the Government, who in turn will resell them to the peasants. Grand Duke Alexander's practical ap-

pointment of himself as Chancellor of the Empire is not regarded with optimism by those competent to judge. The general opinion is that among the Grand Dukes, he is a man of capacity, but from the accepted standards of statesmanship, he is a very ordinary individual. His administration of the Department of Commercial Marine, which was created three years ago especially for him, was not regarded as a success. It was on his personal order from St. Petersburg that the volunteer cruiser Somolenski passed through the Dardanelles last summer with orders to police the Red Sea and seize neutral vessels. It is now suggested in Admiralty circles that there may be no general battle between Admirals Rojestvensky and Togo. Neither wishes to take the initiative. Rojestvensky will then seek to harass the Japanese communication and after a time Togo will attack the Russian fleet piecemeal.

#### Complains of British "Spying."

Special Cable Despatch to THE SUN.

ST. PETERSBURG, April 15.— The Novoe Vremya complains of the British cruiser Iphigenia reporting the whereabouts of Admiral Rojestvensky's fleet. It characterizes the action of the Iphigenia as spying in the interests of "benevolent neutrality" toward Japan.

#### St. Petersburg Garrison Increased.

Special Cable Despatch to THE SUN. ST. PETERSBURG, April 15. - Owing to the fear of a renewal of political demonstrations the garrison of the city has been reenforced

by several sotnias of Cossacks.

THE OIL WAR IN OBERLIN.

Covernment Asks Lone Bucker of the Standard to Tell About It.

8. G. Gibson of this place has been making against the Standard Oil Company has received renewed vigor because the Government has taken a hand in it. The following letter from the Department of Commerce and Labor at Washington was received by Gibson this morning.

"In a clipping from a Cleveland paper, dated recently, it is stated that during 4 6-inch, 2 4-pounders. December, on account of your purchasing representative of the Standard Oil Comthat manufacturer, and finally declared war against you by cutting prices and establishing competing delivery wagons. "Will you kindly give me all the informa-tion with regard to this transaction, stating

the name of the representative of the Stand-ard Oil Company, the substance of his statement to you, the prices charged by the company to retail dealers in Oberlin before and since and the result of the reported com-petition? It is important that the info mation furnished should be full and complete. "HERBERT KNOX SMITH, Acting Commis-

Gibson will furnish the information and will do it fully. The Standard wagon has been discontinued from lack of trade, and Gibson says that his sales have tripled in The Standard has sent out a notice that it will put on a new wagon the first of next month, and it is expected that the war will be waged in earnest

UNHURT IN SMASHED COUPE. Mrs. C. H. Myers and Daughter Have Nar-

row Escape-Struck by Runaway, green horse attached to a delivery

wagon owned by Saks & Co. got away from his driver just north of Times Square yesterday afternoon, and after creating a panic among the cabbies and pedestrians ong that part of Broadwa rashing into a coupé that was standing efore the Hotel Astor.

Mrs. C. H. Myers and daughter of 191

Mrs. C. H. Myers and daughter of 191 Riverside Drive were in the coupé. They managed to get out without a scratch, although the coupe was knocked over on its side, the windows broken and the pole splintered. The two horses hitched to the coup got scared and tried to run away, but Policeman Goetcher got there in time to stop them. to stop them.

SHOWED MONEY, WAS CHOKED. Thief Chase Lands Man With the Goods -Sequel to Bowery Shave.

Michael Nicholas, a Polander, of 11 James

shop near East Broadway last night and paid the barber out of a roll of bills. He then stated up East Broadway. In front of 45 he was seized by the throat from behind and choked almost into in-sensibility. His money, several receipts and a bunch of keys were taken from him. Policeman Elias of the Madison street tation heard a yell and saw a man running. station heard a yell and saw a man running. He gave chase and captured the man at Market street and East Broadway. The man said he was John Tomasco, 22 years old, of 40 Hamilton street. Receipts,

keys and \$29.70 were found on him. Nicho-

LARGE PRIVATE BANK CLOSES. Affairs of M. L. Stewart & Co. of Owesso. Mich., in a Tangle.

Owosso, Mich., April 15 .- The private bank of M. L. Stewart & Co. of this city, one of the largest private banking institutions in the State, closed its doors to-day and posteri a notice saying that the bank's affairs were in the hands of the Detroit Trust Company. The bank's deposits have been estimated at well over \$500,000. The bank accepted deposits during the morning and the closing of the institution caused a sensation It is alleged that inal ility of a carriage company to meet \$28,000 worth of paper was the cause of the shut down. No statement of assets and liabilities is yet available.

BALANCE OF GUN POWER IS WITH THE JAPANESE.

Factor in the Coming Battle-Rojestvensky Handicapped by inexperienced Men, Say the Washington Experts.

WASHINGTON, April 15.-In a compilation of figures on the comparative strength of the Russian and Japanese fleets, made by naval authorities here, the balance of gun power is greatly in favor of the Japanese. In big guns and small the Russians are generally outnumbered, and though the Russians have the greater number of battleships the Japanese have two or three times as many armored and protected cruisers as the Russian fleet.

Few officers of the Navy Department care to predict what the outcome of the apparently imminent battle will be. They seem to think that Rojestvensky will fight and that he is now prepared to meet Togo. Rojestvensky's greatest problem, in the opinion of many, is that of coaling. It will be absolutely necessary for him to coal all his vessels as soon as possible from the colliers he has carried with him. With bunkers anything but full, he will have a hard time holding his own.

It is generally believed that he took on coal for many of the warships at the Anambas Islands, just beyond the Straits of Malacca, where it is now practically known that he stopped. The rumor that Rojestvensky was supposed to be making for Cuvo Island in the Philippines is discredited by naval officers here who are familiar with the waters surrounding the American islands. Cuyo lies midway between Mindora and Palwan islands, and is accessible from the China Sea only from the north. There is a passage immediately north of Borneo, but no Admiral would attempt to take such a large fleet as Rojestvensky's through this strait.

If conditions are favorable Rojestvensky may be able to take on coal at sea, but this is doubtful at this season of the year. If Rojestvensky reaches the Straits of Formosa and even passes through them in safety he still has the problem of securing coal to take him further north. The fuel problem is regarded here as one of the most serious of the Russian Admiral's

The following table of the number of guns in each fleet has been compiled by the

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Another condition considered greatly in favor of the Japanese is the experience of the personnel of the variou ships and the at 175 Seventh avenue a prisoner, except service their ships have seen. At least when he is taken forth under guard for four of the Russian battleships are new, and their faults have never been found unless Rojestvensky discovered them while in the Indian Ocean. On the other hand warships for over a year, and have undoubtedly seen all of their weak points and corrected them.

Following is the memorandum of the stay married, he says. forces of each fleet, with the dates of the building of the vessels of the various types, and the total battery power of each group:

Battleships, Russia-1901-03, Alexander III., Borodino, Orel, Suvaroff and Oslybia. OBERLIN, Ohio, April 15.—The fight that Guns—16 12-inch, 4 10-inch, 58 6-inch, 100 G. Gibson of this place has been making 12-pounders and 100 3-pounders. Japan— 1896-1900, Mikasa, Sahi. Shikishimi and Fuji. Guns-16 12-inch, 52 6-inch, 76 12pounders. 40 21/2 to 3-pounders.

Russia, 1883-1885. Armored cruisers: oil from an independent manufacturer, a Nakhamimoff, Dmitri Donskoi. Guns, 14 6-inch, 20 4.7 inch, 19 3 and 1-pounders pany warned you not to buy more oil from Japan-Adsuma, Yakuoma, Iwate, Idzumo. Tokiwa, Asama, Kasuga and Nisshim. Guns, 1 10-inch, 30 8-inch, 10 4-inch, 92 12pounders, 42 21/2-pounders

Protected cruisers - Russia, 1896-1903-Olig, Aurora, Svietlana, Semtchug, Izumrud and Almoz. Guns, 26 6-inch, 34 12pounders, 42 3 and 1-pounders. Japan-884-1903-Kasagi, Chitose, Itsukushima, Hashidate, Matsushima, Naniwo, Takachilo Akitsuhima Idzuma Akashi Suma Chivoda, Nutaka, Tsuchima and Otawa Guns, 3 12.6-inch, 4 10-inch, 4 8-inch, 36 6-inch, 94 4.7-inch, 62 12-pounders, 40 6pounders, 55 3-pounders, 20 1-pounders,

With the Russian fleet in the China Sea en route to the North, there are also the unprotected converted merchant steamers Kuban, Terek, Ural, Rion and Dneiper. They doubtless act as scouts and their potential fighting strength is small. At okotra, Northeast Africa, or now en route to the Far East from there, are the battleship Nicolai, the armored eruiser Mono-mach and the coast defence vessels Sevie-nine, Oushakoff and Apraxin.

The numerical battery power of the Japanese fleet is superior to that of the Russian, according to the figures. A naval officer in discussing the situation said to

The result of the battle depends upon the ability of the gunners. Japan has the advantage of having her ships manned with veterans. Rojestvensky may be all right himself, but he cannot do it all alone.

PEARSONS LAUDS ROCKEFELLER. The Giver of Millions to Colleges Says His

Money Is No Better. CHICAGO, April 15 .- Dr. D. K. Pearsons, the octogenarian benefactor of inland colleges to the extent of \$8,000,000, returned to his home in Hinsdale from Winter Park. Fla., to-day to celebrate his eighty-fifta birthday anniversary. He announced that street, was shaved in a Bowery barber's his birthday gift this year would be to the mountain colleges of Kentucky, Tennessee

and Virginia While declaring that philanthropy was "the greatest pleasure in life." Dr. Pearsons found time to defend the good name of

John D. Rockefeiler. "My money is no better than John D. Rockefeller's," he said. "I consider Mr. Rockefeller one of the purest and fines; men in America. He has done a world of good with his money, and I esteem him the highest of any citizen in the country. Such acts as the building of the University of Chicago call for gratitude instead of abuse. Yet statements made in regard to him contain the vilest charges ever made

against a good man."
"I will have no executor," declared Dr.
Pearsons. "I have just one object in life
now, and that is to belp other people get an ucation so that they can help

education so that they can help themselves. I believe it is what makes me feel so young and contented. It is exhilarating. The greatest thing a man can do with a fortune is to get rid of it and in some good way.

"I do not believe in charity. It destroys self-respect and does no good. My principle is to give people an opportunity. I have hundreds of applications for mere charity, but I pay no attention to them. I will devote the rest of my life to the giving away of my money. My work is merely a business proposition. It is the investment out of which I get the best returns, and I recommend it to others."

STORES-CHATFIELD.

Quiet Wedding at the Home of the Bride's Sister in Brooklyn.

James Stokes of New York and Miss Florence Brooks Chatfield of Brooklyn were married at 4 o'clock yesterday afteron. The wedding took place at the residence of the bride's sister, Mrs. John Van Buren Thayer, 26 Monroe place. Brooklyn Heights. The ceremony was performed by Dr. Newell Dwight Hillis and the Bishop of New York, the Episcopal form of service being observed.

The house was decorated with ferns and

palms. The bride stood under a bank of roses. Louis Slade of New York was best man, assisted by his cousin, Dr. Orrin S. Wightman. The bride entered upon the arm of her father, Henry W. Chatfield. She was gowned in white satin, trimmed with white appliqué with veil of the same ma-Her only jewels were a diamond necklace, the gift of the bridegroom; a diamond pendant and a sapphire ring given by Mr. and Mrs. Arthur C. James, her personal friends and cousins of the bride-The wedding was a very quiet one Mr. Stokes and his bride will sail shortly for an extended trip through Europe, visiting, among other places, the Young Men's Christian Associations established by him in Paris, Rome and St. Petersburg. They will also attend the World's Conference of the Young Men's Christian Associations in Paris. Mr. Stokes is in the habit of attend-

ing these conventions. On their return to New York in the autumn Mr. and Mrs. Stokes may spend a short time in Brook Vale, Conn., the country residence of the bride, before coming to the New York residence, 68 Park avenue, for the winter. The bride received numerous and costly gifts. Among those present were:

Mr. James Graham Stokes, the Rev. Anson P. Stokes, Jr., Mr. and Mrs. John Sherman Hoyt, Mr. and Mrs. Robert Hunter, Miss Hoyt, Mr. and Mrs. Robert Hunter, Miss Helen Stokes, Mr. W. E. D. Stokes, Miss Ollvia E. P. Stokes, Miss Carolina Stokes, Mrs. A. C. Phelps, Mr. H. B. Stokes, Mr. and Mrs. Walter W. Stokes, Mr. and Mrs. W. C. Stokes, Mr. and Mrs. Willis D. James, Mrs. W. E. Dodge, the Rev. D. Stuart Dodge, Mr. and Mrs. Norman W. Dodge, Mrs. George E. Dodge, Miss Catharine A. C. Dodge, Miss Grace H. Dodge, Gen. and Mrs. Dodge, Miss Grace H. Dodge, Gen. and Mrs Charles C. Dodge, Mr. and Mrs. Cleveland H. Dodge, Mr. and Mrs. Kiliaen Van Rensselaer, Mr. Kiliaen J. W. Stephens, Jr., Mr. and Mrs. I. N. Phelps Stokes, the Misses Stokes, the Misses Dodge, Mr. and Mrs. Anson Phelps Stokes, Baroness Halkett, Mr. Harold P. Stokes, Miss Mildred E. Stokes.

The list of guests furnished did not contain the name of John T. Phelps-Stokes or of Miss Harriet Rose Pastor.

YOUTHS MARRY; THEN REGRET. Parents Mingle in the Troubles of the

Pinekneys and Waterses. Mr. and Mrs. Carl Waters of Brooklyn, aged 18 years respectively, were married two weeks ago. He is spending his honey moon in a back room of his parents' flat legal purposes. She is spending her honey-

The bridegroom's father, who is a dentist, says that they won't be married any the Japanese have been fighting with the longer than it takes him to get an annulment. The bride's father, who is an electrician, says they can annul and -However, the kids are married and they'll

Annie V. Pinckney that was met Carl Waters at a New Year's eve party. She showing the old and new types of war craft. liked him from the moment she heard him play the cornet, and he loved her from the moment when she told him so. Within a week he was her steady company, and any one could see they wanted to get married right away.

E E. Pinckney, father of the bride, listened to their pleading, but when the Waters family were approached on the Battleships—Russia, 1889-1894, Sissoi subject they objected. So on the last day Veliki and Navarin. Guns, 8 12-inch, of March the Rev. Dr. Adams of the First Baptist Church married them in the Pinckship, Chin Yen (1882). Guns, 4 12-inch, ney flat. The Waters family were not invited to the ceremony.

In fact, young Waters left his bride on the very evening of the wedding in order to break the news at home. He didn't return: break the news at home. He didn't return; for the family put down the clamps and the next thing the bride heard from her husband was a formal notification that the Waters family were going to have the marriage annulled. Later the bride did get a few warm notes, transmitted from the bridegroom by the simple device of dropting them out of a window together with a dimeand trusting to the passing small how nd trusting to the passing small boy.

It was Friday night that the little bride saw her husband for the first time since the marriage. He came with a strange young man, and asked to see his wife alone. "You're a process server, aren't you?" asked Mr. Pinckney.

asked Mr. Pinckney.

"I am, and I've a paper to serve on your daughter," said the stranger.

"Then out you go," said Pinckney. In telling this, Carl Waters's father-in-law adds that the process server hit the stairs only three times. Carl went with him.

"My daughter's in love with him, and they're married for fair. No one breaks the match if I can help it," says Mr. inckney. At the Waters flat, where Carl sits all

day in a back room and pla a the cornet to beguile the hours, they are saying noth-ing. All the same, their lawyer is doing his best to serve papers in a suit for Attorney G u, representing the Pinckney interests, is talking of babeas corpus proceedings to get the bridegroom out of the

hands of his unromantic parents. Congress Hall Sold to a Syndicate. SABATOGA, April 15 .- Congress Hall, which was to be disposed of at partition sale, has been secured at private sale by a syndicate, financially controlled by Saratogians, to take effect May 25.

The new management, under direction of Col. H. S. Clement, will this year expend \$20,000 in improvements, which will be com-pleted by July 15, when this hotel will begin

### With Conditions Favorable

as we have made them-perfect material and values umprecedented -is the reason we are doing a large share of the serge suit busimess of the city. \$20 to \$40. high Grade Work Only.

Burnham & Phillips Eustom Cailoring Only, 119 & 121 Massau St.

BITTER ATTACK ON RUSSIA

RED CROSS RULES IGNORED, SAYS BARON KANEKO.

Talks at a Meeting to Balse Funds for Soldiers' Widews and Orphans-Cites Example of Ill Treatment of Japa -Prisoners Dragged Through Streets.

A meeting to raise funds for the aid of he widows and orphans of Japanese soldiers was held on Friday morning at the home of Mrs. Mason Davidge, 62 Washington Square South. Mrs. Julia Ward Howe and Baron Kentaro Kaneko were the chief speakers. Baron Kaneko, after thanking those at the meeting for their interest in the work and telling of the need for such a fund

"The tie is very close between our Emperor and his people. Last winter the Emperor could not rest for thinking of all that his soldiers were suffering in the field. He sent his Grand Master to visit them in Corea and Manchuria, to visit every tent and every hospital and report to him their condition

"The Grand Master came back and told his Majesty of the awful suffering caused by the cold, of men sleeping on the frozen ground when the thermometer marked 200 and 30° below zero, of wounded men swept to their death by the terrific blizzards tearing down across the icy plains of Manchuria—and the Emperor, torn to the heart by the thought of their suffering,

" 'Let not a single fire be lighted again in the palace till the war be over. We will not be warm till the men are warm, too.' "Do you wonder that we worship our Emperor? What do you think his Majesty elt-what do you think we all felt when the Russians took 200 of our wounded, tied their hands and dragged them with ropes through the streets of Mukden from in the morning till 8 at night, howling erision in their brave faces, inviting the Chinese populace to heap the most abominable insults upon the men who had been none are captured while they have blood

and breath to fight. this war Russia has violated every principle of humanity, broken every article of the Geneva convention, outraged every maxim decency.

"Japan, whom Russia calls pagan, has fought, from beginning to end, on what should be Christian lines. Every rule of humanity, every detail enjoined by the Red Cross Society, has been scrupulously, Russian prisoners in Japan. These men are well housed, warmly clothed, fed with fresh meat, fresh vegetables, surrounded country for this horde of strangers and

"We have lost, alas, close upon a hundred thousand lives in this most holy war-we are prepared to sacrifice not only a hundred thousand more, but ten hundred thousand. and another million after that, to sustain

and vindicate the rights of man. Only when those rights are acknowledged-freedom of religion, freedom of life, humane government, the justice that sets the poorest on an equality with the richest in the inviolable security of life and property and home-then, and only then, can we say 'Man is truly made in the image of Him who made him."

ELIZABETH'S POLICE HEADS. The Mayor Goes Over the Heads of the Republican Organization

ELIZABETH, N. J., April 15 .- Mayor Berry to-day appointed Elizabeth's first police commission as follows: James H. Alexander and John R. Rose, Republicans; Benjamin H. Campbell and Dr. R. B. Whitehead, Democrats. Alexander is a director of the Oppenheimer Institute and is in the Standard Oil Company of New Jersey, of which he was formerly vice-president. Campbell is principal of the Columbia Grammar School, New York. Rose is in the legal department of the Pennsylvania Railroad. The make up of the new commission which was sworn in to-day and which took office to-night, means lively times ahead for the police. Elizabeth has been wide for the police. Elizabeth has been wide open seven days a week, and a change is looked for as early as to-morrow. The appointees have not been in politics since the days of the racetrack agitation. The Mayor went over the heads of the Republican organization in naming all four.

JOTTINGS ABOUT TOWN. Josiah T. Dale and John T. Murphy (Dale Murphy), men's furnishings, at \$1 Park row.filed petition in bankruptey yesterday with liabilities \$25,380 and assets \$14,838.

### Announcement No. 1.

It never has nor will it ever become necessary for us to give away or sell stock as a bribe to gain the good will of those who are in a position to assist or injure us.

Sozodont has sold on its merits for over sixty years and never will be offered to the public on any other grounds. We make big claims for the efficacy of Sozodont and we are prepared to stand back and prove every claim.

It is positively a non-acid dentrifice and is free from grit or any other substances that would be injurious to the teeth, gums or mouth, and should be the home dentrifice of all who are interested in the welfare of these vital organs, upon which so much depends for the general health of the body.

HALL & RUCKEL, New York City.

Litmus Paper and Directions for testing your dentifrice for acid will be sent on receipt of two conts for postage.

At AEOLIAN HALL, New York's Plano Center, 362 Fifth Avenue

# Closing Days of the STECK PIANO SALE

HE latest evidence of the important place which Aeolian Hall has taken as a Piano Center is this Special Sale of Steck Pianos, now about to close. In view of the expiring lease of the Steck warerooms and their removal to Acolian Hall, this opportunity for piano buyers was decided upon to close out certain styles of instruments which are no longer to be carried in the Steck catalog.

A second group of Steck Pianos in the Sale comprises instruments which have been received in exchange. A few very desirable instruments in both groups are still left and may be purchased

#### At Substantial Reductions from Regular **Prices and on Moderate Monthly Payments**

A distinctive feature of the Steck Piano is its "Independent Iron Frame," a factor contributing greatly to its wearresisting qualities and its ability to stay in tune for long periods. On its artistic side the Steck has qualities that recommend it strongly to musical people, and it has been indorsed by such eminent authorities as Franz Liszt and Richard Wagner, the latter owning a Steck at the time of his death.

THE AEOLIAN COMPANY, Acolian Hall, NEAR SATE ST., N. Y.

Also controlling the manufacture and sale of Weber, Wheelock and Stuyvesant Pianos.

The same of the sa

#### HYDE TELLS OF UNDERWRITING

Continued from First Page.

yesterday afternoon, after Mr. Hyde had been in consultation for more than an hour with his attorneys. There was another conference last night at his home, in East Fortieth street, at which it was determined to make the letter public. Mr. Hyde, his friends said last night, had, as he states in the letter, hesitated a long time about doing this, for he was most desirous, they declared, of living up to the terms of the understanding regarding the matter of publicity reached at the last meeting of the board of directors. But he felt that the compact with the Alexander faction on this point had been violated by them with results detrimental to him and he could no longer remain silent. A copy of Mr. Hyde's letter was shown

to President Alexander last night. He "Mr. Hyde's statement on the subject

of alleged syndicate participations by me is untrue. On receipt a few weeks ago of taken prisoners because they were wounded | a letter from Mr. Hyde accompanying for no Japanese ever surrenders and the check to which he refers, I stated to him that the matter was one that must be fully sifted and I requested that I be "You call the Russians Christians. In furnished at once with a complete statement from him on the subject. This request has not yet been complied with.

"As to the reference to newspaper attacks no disclosures as to Mr. Hyde's acts have got into print through me. I may say that many statements intended to be injurious to me have been given to the press by those interested in defeating the movement set in motion by me for the benefit of the delicately carried out. We have 90,000 policyholders. These statements I have traced to press bureaus identified with Mr. Hyde, but I have preferred to suffer these baseless attacks upon my conduct and with kindness and respect. Their parents, motives rather than to resort to such their wives and families are allowed to methods in a contest for principles which come and live near them, and every facility I regard as vital, and in the discharge of is afforded to make life possible in our duties which are more grave and onerous United States, proposes to bring suit than any which I have ever been compelled

> The Alexander factionists when they heard that Mr. Hyde had given his letter to Mr. Frick for publication, declared that they were satisfied that he had broken the truce regarding publicity many times since it was entered into. and they would, they said, no longer have any regard for the compact with him. In short, Mr. Hyde's letter was regarded last night as a sure sign that the fight has been brought into the open again, and that dislosures more sensational even than those that have already been made regarding the conduct of the society's business would

be forthcoming almost immediately The Alexander faction, it was said, might delay action until after the meeting of the general agents and managers in this city next Tuesday, but that they would be able to remain silent longer under the circumstances even the most conservative members of the faction were not willing to admit

last night. The Alexander people say that Mr. Hyde does them a gross injustice in his letter in attributing to them the statements that have appeared in the press in the last few days. They assert that they have to the letter lived up to the agreement made at the meeting of the board of directors. They deny flatly that they are responsible for the public information regarding the refunding by Mr. Hyde of the profits which he had made in the underwriting deals.

Attention was called by some Alexander supporters last night to the paragraph in Mr. Hyde's letter which says that Mr. Hyde will do everything possible to carry out the provisions of the amended charter, giving policyholders a majority of the directors, but that he will make no "further concession from his legal rights and intends to defend the rights reserved to him. " These Alexander supporters wanted to know whether this was to be taken as a formal announcement by Mr. Hyde that he would not yield to the policyholders the control of the executive committee.

How many directors were concerned with Mr. Hyde in the underwritings was not disclosed yesterday, but a well founded report had it that there were eleven members. Eleven times \$61,000 is \$671,000, which is the amount by which the policyholders' assets would be augmented if shares are equal and if each director thought, as Mr. Hyde seems to think that syndicators' shares ought to be returned. Aside from mentioning President Alexander's name, the Hyde factionists refused yesterday to disclose the identity of any of the other directors interested with the society's vice-president in the deals.

E. H. Harriman, George J. Gould, Jacob H. Schiff and H. C. Frick have been mentioned since the present controversy began as having been associated with Mr. Hyde in many deals. It was said yesterday by a man familiar with the affairs of the society that some of the syndicate agreements, signed "James H. Hyde and associates" are now in the possession of Kuhn, Loeb & Co., Jacob H. Schiff's firm.

Many inquiries were heard in Wall Street yesterday as to the probability of District Attorney Jerome taking a hand before long in the Equitable situation. The charges made against Equitable directors when sifted down, it was said, are practically that 600,000 polloyholders have been robbed,

100,000 of whom live in this State. That the District Attorney would not be surprised if he was called into the situation at any minute was the statement made by a man who had talked with Mr. Jerome recently.

An opinion by John C. Davies, as Attorney General, to State Superintendent of Insurance Francis Hendricks in 1901 in regard to the Life Association of America, which sought to put the policyholders and stockholders on an equal basis as regards voting power for directors, was made public yesterday. The opinion holds that Section 20 of the General Corporation law restricts the right to stockholders. For some unknown reason this opinion has never been incorporated in the regular report of opinions made to the Superintendent of Insurance. The report in full follows: Hon. Francis Hendricke, Superintendent of

Insurance, Albany, N. 1 My DEAR Sir: I herewith return to you the proposed charter of the Life Association of America without my approval. This charter oposes to organize the Life Association of America as a stock corporation. In Article V. I find the following provisions: "The di-rectors shall be chosen by ballot, each owner of record of one share of stock shall be en-titled to one vote, and each policyholder, the owner of a policy of not less than \$1,000, shall be entitled to one vote, and the plurality of votes shall elect."

This provision gives to the policyholders, as well as to the stockholders, the right to Section 20 of the General Corporation law

providing for the qualifications of members as voters, seems to restrict the meaning of the word "members" to the stockholder and I am therefore constrained to withhold my approval of this charter. Very truly JOHN C. DAVIES. Attorney-General. ALBANY, May 23, 1901. TO TEST RIGHT TO SURPLUS. Judge Scott of Paterson Will Have the

Courts Pass on It.

PATERSON, N. J., April 15.-Judge Francis Scott of this city, who is a policyholder of the Equitable Life Assurance Society of the against the concern for the purpose of establishing the relations of the policyholders to the \$80,000,000 surplus in the society's treasury. Judge Soott intends to gather around him in his suit all the exholders of this and adjacent cities policyholders of this and adjacent cities, and he has advertised requesting them to communicate with him. There are about 10,000 policyholders in New Jersey.

Like many of the policyholders, Judge Scott waited when the first announcements of the juggling of the policyholders' funds were made and reserved his decision, believing that the charges were overdrawn. When the shady features began to be disclosed he thought that he, as one of the closed he thought that he, as one of the interested parties, should find out definitely as soon as might be the exact rights of the

policyholders in the case and whether the stockholders of the society are entitled to even a penny of the surplus. Already a voluminous brief has been Already a voluminous brief has been repared by Mr. Scott, and he will be ready early next week to begin suit.

COP SAYS 40 MILES AN HOUR. Didn't Tey to Follow Mr. Colby of the Plaza. Hotel on His First Appearance.

Howard Colby, 32 years old, who lives at the Plaza Hotel, was arrested last night on a charge of speeding his automobile. Bicycle Policeman O'Sullivan of the East Sixty-seventh street station says Colby went up Fifth avenue like a streak of lightning early last night, and that he was going so fast that it was useless to follow him. In the machine with Colby were three men. O'Sullivan was standing in front of the Hotel Netherland at 11 o'clock last night, two hours after he had first seen Colby and his auto, when the same machine shot out of Central Park and went south on Fifth avenue. This time Sullivan gave chase, and he overhauled the machine at Forty-eighth street. He took Colby and his party back to the East Sixty-seventh street s tion. There Colby was accused of runni his auto at the rate of forty miles an hour He admitted he was going pretty fast. He deposited \$100 cash bail and took his friends away.

USED MAYOR M'CLELLAN'S NAME A Smooth Stranger Walks Off With \$110 of Mr. Wiffier's Money.

YONKERS, N. Y., April 15 .- A clean shaven well dressed individual called at the Empire City track yesterday, representing himself as a horse trainer for Mayor George B. McCiellan of New York. He engaged five stalls at the track. When he could not cash a check for \$150 and bearing the signa-ture George B. McCiellan, at the Inn, the man, who said his name was John Driscoll, borrowed 50 cents, saying he had no other money except that represented in the check.

He then went to Yonkers and to the feed store of Joseph J. Wiffler, on Dock street, where he purchased \$40 worth of feed for the horses, which he said belonged to Mayor McClellan. When Wiffler saw the check he said: "Oh, that's good enough for me." and gave the man \$110 change. That's the last seen of the stranger. The feed was sent to the track. The check has been returned as spurious

THREE KILLED IN LAND FIGHT. Quarrel at Ten Mile Creek, Mo., Ends in a Shooting Affray.

POPLAR BLUFF, Mo., April 15 .- Word has reached here that three men have been killed in a fight at Ten Mile Creek, ten miles west of here, resulting from a quarrel over a piece of land. a piece of land.

The dead are H. S. Adams, William Hech
and Riley Henson. Circuit Clerk L. M.
Henson, brother of Riley witnessed the

shooting, but declines to give any particu-lars. Henson has been arrested pending the result of the Coroner's inquest.

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BABY'S DRESS A CACHE. Se Store Detective Says -- Baby Goes to Cell With Mother.

An Italian woman was arrested in a Broadway dry goods store yesterday afternoon. It was charged that she had secreted plunder under the long clothes of the infant she carried in her arms. Gertrude Thompson, the woman detective of the store, says she saw the woman steal two waists and hide them in this way.

At the Tenderloin station the woman gid she was Mrs. Adelaide Luttle of 61 West Eighth street. She took her baby to a cell with her. With Mrs. Luttle was a woman who said she was El eda Simonetti, also of 61 West Eighth street. She was held as a prisoner, too, because she had a bear containing goods from another or box containing goods from another dry goods store which the police thought might

#### MARRIED.

WORCESTER-DUNCAN .-- At Westminster Presby terian Church, Bloomfield, N. J., April 10, by Rev. Dr. George A. Pauli, Henry Elwynne Worcester to Alice Gerry Duncan, daughter of Mr. and Mrs. John Wolcott Duncan.

DIED.

DE MOTT .- After a lingering fliness, on Saturday April 18, Adeline A. Van Wart, widow of J. Garrison De Mott.
Funeral service at her late residence, "The Barnard," Seventy-first street and Central Park West, on Tuesday, the 18th inst., at two

HOLBROOK .- At Clenfuegos, Cubs, on March 28, Stephen G. Holbrook, 74 years—all of honor.
Funeral at Kensico Cemetery to-day, Sunday.
April 16. Car from Grand Central at 9:36
and 188th street at 9:40 A. M. Maine and
California Engage please Conv.

California papers please copy. McENANY.-At New York, on April 18, Thomas Edward, second son of Edward Thomas and Clara Parry McEnany. Funeral at West Point, N. Y., Tuesday, at 2:30

SMITH .- On Thursday, April 18, 1905, Sister Mary Loretto, daughter of the late Edward an Anna Smith. Relatives and friends invited to attend solemn

requiem mass, on Monday, April 17th, at 18 o'clock, at Convent of Mercy, 1075 Madison STEVENS .- Entered into rest, Austin Stevens, os April 16, 1905, in the sixty-fifth year of his age. Funeral services from his late residence, 151

Sixth av., Brooklyn, on Sunday afternoon at \$ o'clock. Boston papers please copy. CEMETERIES.

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